

Planning Commission Date: 6/25/03

Item No. \*3

### MILPITAS PLANNING COMMISSION AGENDA REPORT

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Category: Public Hearings

Report prepared by: Kim Duncan

Public Hearing: Yes: X No: \_\_\_\_\_

Notices Mailed On: 5/16/03

Published On: 5/15/03

Posted On: 5/16/03

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**TITLE:** USE PERMIT P-UP2003-17 AND "S"-ZONE APPROVAL-AMENDMENT P-SA2003-8

**Proposal:** Request to install 12 telecommunication antennas and associated equipment on the building roof of Embassy Suites, zoned Town Center.

**Location:** 901 East Calaveras Boulevard (APN 28-26-001)

**RECOMMENDATION:** Applicant has withdrawn application.

**Applicant:** Verizon Wireless, 4000 Executive Parkway, Ste. 515, San Ramon, CA 94583

**Property Owner:** FelCor/CSS Holdings, L.P., Larry Mundy, Sam LaCorte, 3645 Warner Drive, San Jose, CA 95127

**Previous Action(s):** EIA No. 394, Zone Change, Tentative Map, Use Permits, "S" Zone Application and Amendments

**Environmental Info:** Exempt

**General Plan Designation:** Town Center-Commercial

**Present Zoning:** Town Center

**Existing Land Use:** Hotel

**Agenda Sent To:** Applicant, Property Owner  
Arlan Nickel, 3350 Pardi Way, Placerville, CA 95667

**Attachments:** Letter from applicant

**PJ Account:** 2246

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## **BACKGROUND**

The submitted plans for this proposed rooftop telecommunications antenna installation showed the addition of two eight (8) foot tall rooftop structures on top of existing elevator penthouse structures that would increase the total height to fifteen (15) feet six (6) inches above the parapet. Staff relayed concerns regarding the additional height, location, and unrelated shape of the rooftop structures. In response, the applicant requested a continuance of the item that was scheduled for consideration at the May 28, 2003 Planning Commission meeting. Continuance to the June 25, 2003 meeting was granted. The applicant since informed staff that they are withdrawing their application.

## **RECOMMENDATION**

Close the Public Hearing. Accept the request to withdraw Use Permit P-UP2003-17 and "S" Zone Amendment P-SA2003-8.

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**GENERAL DYNAMICS**

**NETWORK SERVICES**

Kim Duncan  
City of Milpitas Planning Department  
455 East Calaveras Boulevard  
Milpitas, CA. 95035

June 20, 2003

**RE: App #P-UP2003-17& , #P-SA2003-8  
APN 028-26-011  
Proposed Verizon Wireless Facility  
Embassy Suites Hotel**

Dear Kim,

On behalf of Verizon Wireless, General Dynamics is hereby withdrawing our Use Permit/Entitlement Application for this proposed project. It is my understanding that upon further review and analysis of the proposed project configuration, the structural issues relating to the construction of the proposed antennas on the rooftop and the proposed coverage afforded by this design made the proposed project infeasible.

Please let me know if you need anything further from General Dynamics to withdraw this application. On behalf of Verizon Wireless and General Dynamics, I would like to thank you and the other the City staff involved in this project for your efforts in working with us over the past several months on this application.

Sincerely,



Arlan Nickel (916) 802-0922 mobile  
Representative for Verizon Wireless

countyletter01.doc  
Cc: Verizon